



GOVERNMENT OF JAMMU AND KASHMIR
AGRICULTURE PRODUCTION DEPARTMENT
(ANIMAL / SHEEP HUSBANDRY AND FISHERIES)
CIVIL SECRETARIAT, SRINAGAR / JAMMU

Subject:- Order Dated 03.07.2019 passed by the Hon'ble High Court of Jammu & Kashmir in WP(C) No. 2443/2019 titled Babu Ram V/S Naveen Kumar Choudhary and Ors.

Reference Letter No. DAHJ/Lit/671/319 dated 15.04.2021 & DAHJ/Lit/671/3841 dated 01.11.2023.

**Government Order No: - 574 -JK(APD) of 2023
Dated: - 05 .12.2023**

Whereas, the petitioner namely Babu Ram has filed a writ petition WP(C) No. 2443/2019 titled Babu Ram V/s State of J&K and others before the Hon'ble High Court of Jammu and Kashmir at Jammu for claiming benefit under SRO-520 dated 21.12.2017;

Whereas, writ petition WP(C) No. 2443/2019 titled Babu Ram V/s State of J&K and others was disposed of on 03.07.2019 in which directions were given to respondents **"to determine the eligibility of the petitioner for appointment under SRO-520 and pass a speaking order within a period of three months from the date, a certified copy of this order along with the complete set of paper book is provided to them";**

Whereas, vide communication No. DAHJ/Nodal Sec-669/7789 dated 18.09.2019, Director, Animal Husbandry, Jammu, informed the Administrative Department that Addl. Deputy Commissioner, Billawar has intimated to Chief Animal Husbandry Officer, Kathua vide letter No. ADC/Bir/2019- 20/272-75 dated 20.05.2019 that both the parties are claiming their possession on spot where the building of Department has been constructed;

Whereas, as per revenue record, there is entry of the said building in Khasra No. 665 but the building is constructed in Khara No. 666 measuring 17 Marlas which is Gair Mumkin Banjar Kadim till date;

Whereas, it is further reported that Khasra No. 665 and 1355/666 were Barren land on spot in the shape of Gair Mumkin Khalada which was commonly used by all the co-sharers;

Whereas, share of Babu Ram S/o Sh. Krishan Lal in Khasra No. 665 is 03 Sarsai and in Khasra No. 666 is 3.5 Sasrai;

Whereas, building constructed by the Department in Khasra No. 665 is 17 Marlas which is maximum share of other co-sharers;

Whereas, petitioner Babu Ram S/o Sh. Krishan Lal R/o Dharamkote is claiming illegally to get government benefit on very less share;

Whereas, minimum land donation to qualify for availing benefit under SRO-520 is 01 Kanal proprietary land, and land donated should be legally mutated in favour of the State Government and its documentary proof must be available with the land donor;

Now, therefore, in view of the above facts and circumstances, the case of petitioner has been considered in compliance to the Judgment dated 03.07.2019 passed in WP(C) No. 2443/2019 titled Babu Ram V/s State of J&K and others. The case of the petitioner does not fulfill the eligibility criteria enshrined under the guidelines provided in SRO-520 dated 21.12.2017. Hence, the claim of the petitioner is found devoid of merit.

By order of the Government of Jammu and Kashmir.

-Sd/-

**(Shailendra Kumar) IAS
Principal Secretary to the Government
Agriculture Production Department**

No: - ASHF-Lit/27/2021-04

Dated: - 05 .12.2023

Copy to the: -

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India New Delhi.
2. Director, Animal Husbandry Department, Jammu for information.
3. Director, Archives, Archaeology and Museum, J&K, Jammu.
4. Private Secretary to Principal Secretary to the Government, Agriculture Production Department.
5. Private Secretary to the Secretary, Agriculture Production Department.
6. Chief Animal Husbandry Officer, Kathua, for information.
7. Govt. Order file (w.2.s.c).

(Nasir Bilal Shah)

Under Secretary to Government